



**AGENDA**  
**Committee on Public Safety**  
**Thursday, May 12, 2016 @ 4:50 p.m. \*(Note Date/Time)**  
**City Council Conference Room, 10<sup>th</sup> Floor, City Hall**

Councilmember Carol Wood, Chair  
Councilmember Adam Hussain, Vice Chair  
Councilmember Kathie Dunbar, Member

1. **Call to Order**
2. **Roll Call**
3. **Minutes**
4. **Public Comment on Agenda Items**
5. **Discussion/Action:**
  - A.) **ORDINANCE** - Moratorium on the creation of new medical marihuana establishments
6. **Other**
7. **Adjourn**

- Pending – Continued discussion regarding medical marihuana licensing ordinance (May 13, 2016 Public Safety Meeting, 3:30 p.m.)
- Pending – Continued discussion regarding 3200 S. Washington (May 17, 2016)
- Pending – Update on Community Police Officers with LPD
- Pending – Discussion regarding lead





**MINUTES**  
**Committee on Public Safety**  
**Thursday, May 12, 2016 @ 4:50 p.m.**  
**Tenth Floor Conference Room – Lansing City Hall**

**CALL TO ORDER**

The meeting called to order at 4:53 p.m.

**ROLL CALL**

Councilmember Carol Wood, Chair  
Councilmember Adam Hussain, Vice Chair  
Councilmember Kathie Dunbar, Member - Absent

**OTHERS PRESENT**

Courtney Vincent, Council Administrative Assistant  
Steve Japinga, Lansing Regional Chamber of Commerce  
Kathy Miles, Rejuvenating South Lansing  
Elane M. Womboldt, Rejuvenating South Lansing

**Minutes**

There were no minutes for approval.

**Public Comment on Agenda Items**

Councilmember Wood opened the floor for public comment after noting that there would also be an opportunity for comment on the proposed Medical Marijuana Moratorium at the Public Hearing scheduled for 5:00 p.m.

Ms. Elane Womboldt, a representative of Rejuvenating South Lansing, thanked the Committee for its work on the issue of medical marijuana.

Mr. Steve Japinga, representing the Lansing Regional Chamber of Commerce, thanked the Committee for its work on the issue of medical marijuana.

**Discussion/Action:**

**ORDINANCE – Moratorium on the creation of new medical marijuana establishments**

Councilmember Wood stated that there had not been any draft changes since it had last been presented to the Committee.

Councilmember Hussain pointed out that the word “superceeding” as written on Page 2, Line 7 of the proposed ordinance was misspelled and should read “superseding.” He also stated that the phrase “and its implications for the city” on Page 2, Line 1 should have a comma after the

word "city." He also asked for a better definition of the phrase "starting operations" as used on Page 1, Lines 1-2.

Councilmember Wood stated that the clarification of "starting operations" would be discussed by City Council during the Public Hearing. She agreed that the two grammatical errors needed to be fixed, creating a new draft of the ordinance to be addressed by City Council during the Public Hearing.

**MOTION BY COUNCILMEMBER HUSSAIN TO APPROVE THE ORDINANCE IMPOSING A MORATORIUM ON THE CREATION OF NEW MEDICAL MARIHUANA ESTABLISHMENTS. MOTION CARRIED 2-0.**

Councilmember Wood requested Ms. Vincent to create the third draft of the ordinance reflecting the two grammatical changes for the Public Hearing. She then stated that City Council had received several letters from citizens and organizations addressing the issue of medical marihuana dispensaries and the moratorium, and that those letters would be included in the record for the Public Hearing.

**ADJOURN**

The meeting was adjourned at 4:57 p.m.

Submitted by,

Courtney Vincent, Administrative Assistant

Lansing City Council

Approved: May 27, 2016

ORDINANCE NO. \_\_\_\_\_

AN ORDINANCE OF THE CITY OF LANSING, MICHIGAN, TO ADD CHAPTER 878 TO THE LANSING CODIFIED ORDINANCES BY IMPOSING A MORATORIUM ON THE CREATION OF NEW MEDICAL MARIHUANA ESTABLISHMENTS.

THE CITY OF LANSING ORDAINS:

Section 1. That chapter 878 be added to the codified ordinances of the City of Lansing, Michigan, to read as follows:

CHAPTER 878. MEDICAL MARIHUANA ESTABLISHMENTS

878.01. LEGISLATIVE FINDINGS

THE CITY COUNCIL HAS DETERMINED THAT:

(a) THE MICHIGAN MEDICAL MARIHUANA ACT, MCL 333.26421 *ET SEQ.*, PRESCRIBES HOW MEDICAL MARIHUANA IS TO BE DISPENSED FROM A PRIMARY CAREGIVER TO A QUALIFIED PATIENT.

(b) THE CITY IS DILIGENTLY STUDYING ITS OPTIONS WITH RESPECT TO REGULATION OF OTHER ACTIVITY RELATING TO THE PROVISION OF MEDICAL MARIHUANA PURSUANT TO THE MICHIGAN MEDICAL MARIHUANA ACT, WHICH REQUIRES CAREFUL CONSIDERATION OF THE MICHIGAN MEDICAL MARIHUANA ACT AND ITS IMPLICATIONS TO THE CITY.

(c) A MORATORIUM ON NEW MEDICAL MARIHUANA ESTABLISHMENTS STARTING OPERATIONS AFTER THE EFFECTIVE DATE OF THIS ORDINANCE, UNTIL THE CITY HAS COMPLETED ITS STUDY OF THE MICHIGAN MEDICAL

MARIHUANA ACT AND ITS IMPLICATIONS FOR THE CITY IS IN THE BEST  
INTEREST OF THE PUBLIC HEALTH, SAFETY, AND WELFARE.

(d) NO VESTED RIGHTS

A PROPERTY OWNER SHALL NOT HAVE VESTED RIGHTS OR NON-CONFORMING  
USE RIGHTS THAT WOULD SERVE AS A BASIS FOR FAILING TO COMPLY WITH  
THIS ORDINANCE OR ANY AMENDMENT OF THIS ORDINANCE OR ANY  
SUPERCEEDING ORDINANCE.

878.02. DEFINITIONS

(1) ANY TERM DEFINED BY THE MICHIGAN MEDICAL MARIHUANA ACT, MCL  
333.26421 *ET SEQ.*, SHALL HAVE THE MEANING GIVEN IN THE MICHIGAN MEDICAL  
MARIHUANA ACT.

(2) “MEDICAL MARIHUANA ESTABLISHMENT” MEANS ANY NONRESIDENTIAL  
LAND USE INVOLVING THE GROWTH, DISTRIBUTION, STORAGE, OR USE OF  
MARIHUANA.

(3) “NEW” MEANS ANY MEDICAL MARIHUANA ESTABLISHMENT THAT BEGAN  
OPERATING AFTER THE EFFECTIVE DATE OF THIS ORDINANCE.

(4) “OPERATING/OPERATIONS” MEANS ENGAGING IN THE PROVISION OR  
DISPENSING OF MEDICAL MARIHUANA.

Section 2. All ordinances, resolutions or rules, parts of ordinances, resolutions or rules  
inconsistent with the provisions hereof are hereby repealed.

**CITY COUNCIL DRAFT #2**  
**APRIL 25, 2016**

1           Section 3. Should any section, clause or phrase of this ordinance be declared to be  
2 invalid, the same shall not affect the validity of the ordinance as a whole, or any part thereof  
3 other than the part so declared to be invalid.

4           Section 4. This ordinance shall take effect on the 30th day after enactment, unless given  
5 immediate effect by City Council.

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Approved as to form:

\_\_\_\_\_  
City Attorney

Dated: \_\_\_\_\_

May 12, 2016

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**May 12, 2016**

Section 4. This ordinance shall take effect on the 30th day after enactment, unless given immediate effect by City Council.

City Attorney

Dated: \_\_\_\_\_